PRICE ONE CENT.

NEW YORK, MONDAY, DECEMBER 17, 1894.

# **NOW BYRNES** FIGHTS THEM.

Against Captains, Sergeants and Patrolmen.

Capts. Schmittberger and Martens Head the List of the Men Accused.

SERGEANTS O'TOOLE AND FINK

And Four Patrelmen Are Named as Subjects for Investi-

gation.

of Police Commissioners, to-day approved of charges preferred by Supt. Byrnes against Capts. Schmittberger, of the West Thirtleth street station; Martens, of the East Thirty-fifth street station; Sergt. O'Toole, of the Essex Market Court squad; Detective-Sergt. of the Sanitary squad; Bernard O'Reilly, the Oak street station; John Towns, Charles street station, Michael J. Hickey, of the Church street



them are charged with bribery were ruption upon the strength of the dent.

Supt. Byrnes has been working on complaints for two weeks, having ob-tained a copy of the official minutes of the Committee The complaints were drawn up by Francis L. Weilman, coundrawn up by Francis L. Wellman, counsel for the Board, under the direction of the Superintendent. The documents made a cumbersome and formidable looking roil as they laid on the President's desk this afternoon.

Stripped of legal phraseology and verbiage, the complaints simply charge that the officers named have been guilty of bribery and corruption at certain specified times.





The specific charges against the two Captains are legal offenses, conduct unbecoming an officer, neglect of duty and conduct injurious to the public pence and welfare.

The charge against Capt, Martens is based upon an occurrence alleged to have taken place Sept. 25. 1881, when he was a Sergeant in the Tremont ztation. The complaint accuses him of having solicited and obtained 15 from Moses D. Hamilton, of 186 West Farms Road, the consideration being the designation of that number by Serge, Martens as a polling place for election. There is no additional evidence upon which to base the charge other than that brought out by the Lexow Committee. There is no charge against Martens since he was promoted to a Captaincy.

Rabmittherger's alleged offense occurred on Dec. 21, 1831, when he was in command of the steamboat squad, known as the Twenty-eighth Precinct. The complaint is based upon the evidence of Augustin Forget, agent of the French Busamentp Campany, the man with the treacherous memory, who couldn't recall the circumstances of paying Capt. Bomittherger Eso for certain favors to be extended by the pelice until Mr. Gott subjected him to the torture test of a severe cross-examination.

the Federation.

Indianapolis Selected as the Organ- Agreement to Carry Out Terms of Jockeys Kept Out of the Betting ization's Headquarters.

DENVER. Dec. 17.—The delegates to the American Federation of Labor today determined on the future location of the headquarters of the Federation. The Yacht Squadron any chance to dodge the Island track to-day was slow, the rain cities of Indianapolis, Detroit, Washington, Brooklyn and Louisville had been placed in nomination, but Indianapolie and Washington were the only ones



lis, 1,290; Washington, 926. A resolution

three years was amended to make it five

The vote resulted: McBride, 1,162; Gompers, 31.

There was no excitement regarding the election of President. It was evident from the start that the question had been sattled so far as the individual members were concerned. Mr. Gompers was nominated by Mr. Eickhoff, the nomination being seconded by Messra, Cohen, Daily and McGrath. President Gompers moved to make the vote unanimous for McBride, but objection was trade. Gompers at once despatched the following tressage to Mr. McBride, who is ill at his home:

Ze Jehn McBride, Columbus, O.:

John McBride, Columbus, O.: ongratulations election President Federation, the will be more loyal than I to aid and make administration successful. SAMULL GOMPERS.

For First Vice-President, Mrs. T. J. Morgan, of Chicago, and Mr. McGuire, of Philadelphia, were nominated, the vote being 1,806 for McGuire, 226 for Mrs. Morgan. The election was made unanimous. James Duncan, of Baltimore, was made Second Vice-President by a vote of 2,126 to 60 for Charles Reichtold, of St. Louis, who was said to be connected with the Knights of Labor. For Third Vice-President James Brettell and Roady Kenehan, of Denver, were nominated. The result was: Brettell, 469; Kenehan, 1,714.

dent. Quite a number of Mahon's votes were changed to Elderkin after the first roll-call. The result was: Elderkin, 753; Mahon 765; Lloyd, 773. No election. Mr. Lloyd withdrew his name, and another vote was ordered.

## BOSTON MAN'S DOUBLE CRIME

Shoots His Wife and then Commits Suicide.

been prohibited. Transit through Belgium will be allowed in sealed cars only of animals shipped from Canada prior to Dec. 10. Cattle landed between Dec 6 and 9 are subjected to forty-five days' quarantine.

WASHINGTON, Dec. 17 .- A despatch from the Bub-Treasury at New York to the Treasury Denoon. Of this amount \$2,000,000 was for ex

Further reference to gold withdrawals for ship-nent can be found on the second page.

Chairman Peters, of the Consolidated Exchange. Charman Peters, of the Consolidated Exchange, to-day read from the rostram a new rule compelling members to provide themselves with historic in which all transactions shall be kept and which their must be prepared to produce at the request of the Governing Committee. This is intended as a hindrance to bucket-shop transactions.

President Reaches Georgetown.

GEORGETOWN, S. C., Dec. 17.-The President's party arrived here from Lanes to-day and tosk the creamer which awaited to convey them to South Island, tweire miles from here. South Island is the Winter home of Gen. Alexander, and the members of the party will be his guests dur-ing their stay.

KANEAS CITY, Mo., Dec. 11.-The Ryland T. Joe Patchen race, which was postponed on Satur

Brig Wreeked and Crew Saved. reunstances of paying Capi. berger 5:00 for certain favors to tuded by the petice until Mr. bjected him to the forture test mr. cross-examination. omplaint against fiergt. O'Toole active Sergt, First acquee them

# GOMPERS DEFEATED. RACE NOT IN SIGHT. THURSTON, AT LAST. CIVVER HAS

the Third Race at a Mile.

Levina the Second.

Ring at Alexander.

FOURTH RACE.

McBride Was Chosen President of Cup Committee Refuses to Grant a Pittsburg Phil's Cast-Off Wins Conditional Acceptance.

lenge Definitely by Jan. 15.

the Deed of Gift Demanded.

The Cup Committee of the New York Yacht Club, met to-day and decided that it would be inadvisable to give the Royal AND, Dec. 17.-The going at Alexander Deed of Gift issue. A cablegram was of last night having left its effects. It forwarded to Secretary Grant in which was clear and pleasant, however, and

Becretary Grant's cablegram to Secretary Canneld on Saturday was as follows:

LONDON, Dec. 18.

Canteld, New York Yacht Club, New York:
Cablegram to Dunraven, 19, brought before Eagle Silvent States and the New York Yacht Club, New York:
Silvent States must be submitted to Club. II challenge is accepted now and representative wire. Squadron will not semand our failing ast isfactory agreement as to receipt. Please cable (Signed).

This was regarded as a distinct evasion of the question at issue, in view of the Squadron has steadfastly refused to acknowledge the deed.

The question was evaded last year, and the New York Yacht Club does not intend that any such condition of affairs shall attend the next match.

The question has got to be met, and the New York Yacht Club does not mearly a month to meet and decide whether they will receipt for the cup. This seems a fair allowance of time, despite the plean of Lord Dunraven that the members of the Squadron are swattered about in various parits of the world.

The chances are distinctly against a race for the America's Cup. It is be lieved, nowever, that Lord Dunraven that the members of the Squadron are swattered about in various parits of the world.

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The chances are distinctly against a race, and has repeatedly stated that he did not a reverse of the same of th

### PROFESSIONALS BARRED.

Amateur Glove Contests. BUFFALO, N. Y., Dec. 17 .- Police Su perintendent Bull has made this decision regarding boxing matches in Buffalo

in the future:

"Amateurs will be allowed to contest as usual, but professional boxers who are known to be in training for a contest will be prevented from consummating their plans, so far as it is in the power of the Police Department to do no."

### TOPGALLANT, AT 20 TO 1.

RACE TRACK, NEW ORLEANS, Dec tracted about 2,000 persons to the course

Among the late arrivals were O'Brien and Johnson's stable from St. Asaph

Suicide.

BOSTON. Dec. 17.—In a .tenementhouse at 23 South Russell street this and the balance of Tom Griffin's string.

Mollie B., in the first race, was carded at 100 pounds, but Just before betting began the Secretary discovered that she was penalized twenty pounds, making her with an Indian club and an axe. He then cut his throat, and died in a hospital.

His wife is not expected to recover.

Canadian Cattle Barred Out of Belgium.

ANTWERP, Dec. 17.—In consequence of pieuro-pneumonia having been detected in cattle landed at this port from Canada on Dec. 6, the importation of cattle from Canada into Belgium has been prohibited. Transit through Belgium has been decay at the post in the third race. Kingmont was so bally kinged that he had to be withdrawn. All hets were declared off and twenty minutes given for a new book.

Among the late arrivals well as a stable from St. Asaph and Johnson's stable from St. Asaph and the place of Tom Griffin's string.

Mollie B., in the first race, was carded at 100 pounds, but lust before betting that he populate twenty pounds, making her weight 120. In spite of this stiff impost she won from start to finish very cleverly. Corea beat Bob Campbell for the place.

After nearly half an hour's delay at the post in the third race, Kingmont was so bally kinged that he had to be withdrawn. All hets were declared off and twenty minutes given for a new book.

First Race.—One mile.—Won by Guldo. Second Race.—Five furiongs.—Won by Cond. 3 to 5 place: Warren Leland, third. Third Race.—Four and a haif furions. Well and the place of the place of Tom Griffin's string.

First Race.—Four and a haif furions. The place of the place of the place of the string was carded in the place of the place of

Six furlongs. FIRST RACE,

Startera	Bett	ne.	Mt.	Hif.	Fin.
Mollie B., 120 (J. Gardner)	4-5	out	1	18	13
Corea, 34 (A. Clayton)	5.2	8-8	4	4.90	98
Bob Campbell, 101 (Keith)	8-1	2-1		4	30
Corallina, 94 (H)rach)	8.1	2.1	- 2	**	46
Mollie B., 120 (J. Gardner) Carea, 94 (A. Clayton) Bob Campbell. 103 (Keith) Corallina, 94 (Hirsch) His honor, 97 (Sherrer)	20-1	6.1	18	42	
Headina, 102 (J. Day)	15-1	4-7		- 6	
B-# Hill, 106 (H. Watson)	50-I	8-1	- 7	7	Ŧ
After Ben Hill had	run	4.50	av	to	rice.
three furlongs each t	ime	. 1	the	W.	got
away together, Corea, B	ob (	Can	tar	Hee	and
Mollie B. being the les	der	8.	Me	ille	B
and His Honor flanked	FR	ced			har
into the stretch as na	med	200	Mo	1116	B
then drew away and we	20.4				B74
lengths from Cores,	200	-		11.3	1.86.0
lengths from Cores,	who		N BLI	-	LWO
lengths before Bob C	amp	Del	l,	Tit	ne-
1.15 1-4.					
SECOND RA	CE.				

Notinials Qualt. 100 (Mark), 60-1 5-1 6 7 7

To a good start Burrell's Billet. Footrunner and Tongallant were the first
away. Tongallant went out in front
and made a runaway race of it, opening up a sap which was never closed.
He won cleverly by two lengths. Nero,
who was waited with too long, was
second, with Mezzotint third. Time—
1,43-1.2

For entries and other sporting news see page 2.

MOUNT HOPE Ky., Dec. 17.-Two men ware caught digging at the grave of Mias Morris here

A man manued Roberty appeared with his wife and in a room at the Burtank Home pasteriay, and are rhildren at the Newark Police Headquartery Salurday night, and asked for lodging, paying that he and his family had walked all the way from Texas. The trip took three months and a week.

The best table d'hate dinner is served at the St. James flotch, B'way & 28th at.; 6 to 9 P. M. \*\*

# AN EASY DAY.

### HALE'S WITNESSES GIVE OUT

He Is Given Until Wednesday to that he has not intentionally omitted or left un Cellect Another Batch.

THE MOTION TO DISMISS LOST.

Judge Pryor Demurs at leagues.

Police Justice Patrick Divver was placed on trial in the Court of Common Pleas this afternoon on charges preferred by Lawyer Hale, of Brooklyn. He alleges that Divver has been guilty of sundry misdemeanors and malfensance

When the case was called this morning.



The Election Took Place in Denver Royal Yac'st Squadron Must Chal- Son Malheur Gots the First Event, Testimony Thus Far Adduced Not Very Strong Against Him.



tain that got the most votes for the ticket in his district. Diver, a Police Justice of the City and the Police Justice of the City County of New Tork, and the respondent e-named, comes before this Honorabic Court liss earn proper person and protesting that no crime or misdemeanor, mai or certupl consorted and the paper, writing ar matter or insight hand called in the office of the Cierk of this and filed in the office of the Cierk of this arable Court, which he is er can be bound by its answer unto, and now and at all as hereafter saving to himself all that the ballenger of the Second District Tammany Association a year before by Tammany Hall.

Francis J. Grimes, another member of the Second District Tammany Association, was then called, but he could not remember that Ms. Divver had ever made an ante-election speech offering any prizes or other inducements to district, said he had often heard Mr. Divver made an ante-election speech offering any prizes or other inducements to district, said he had often heard Mr. Divver made an ante-election speech offering any prizes or other inducements to district, said he had often heard Mr. Divver made an ante-election speech offering any prizes or other inducements to district, said he had often heard Mr. Divver made an ante-election speech offering any prizes or other inducements to district, said he had often heard Mr. Divver had the was to remind the members that that he said was to remind the members that that he said was to remind the members that that he said was to remind the members that the heard Mr. Divver had the said was to remind the members that the said was to remind the members him and filed in the office of the Clerk of this Honorable Court, which he is or can be bound by law to answer unto, and now and at all times hereafter saving to himself all benefit of exception to the sufficiency of the said supposed charges and each and every one of them, and to the manifold detects therein appearing in point of law or otherwise, and pro-testing that he cught not to be injured in any manner whatsoever in defect to form in this manner whatsoever in defect to form, in this. his answer, danies each and every allegation the said supposed charges, and each of them con-tained, and the design and inventor proposed therein to be charged against him; and he svow

York, or of any public trust reposed in him. Dated at New York City this 17th day of De-cember, 1834.

ABRAHAM LEVY,
Attorney for Respondent.

In behalf of Divver, Mr. Rollins took an exception to the ruling of the Court when it was decided that the prosecution could go on with the examination of witnesses without further delay.

Lawyer Hale announced that he had subpoenaed a number of witnesses, among them James F. Keating, the ex-Warden of Ludiow Street Jail, and two of the bartenders in Morris Tekuleky's saloon.

ione anything that was required of him in the

James E. Burrows, one of three bartenders, was the first witness called. He was subpoensed under the name of "John Doe." by Mr. Hale himself, last Saturday night, who went to the saloon to serve Tekulsky.

The witness admitted that he had been subpoensed, but did not know where Tekulsky was. He heard that he was somewhere up in Fourteenth street. Kenney the other barkeeper, was off duty and not in court.

Mr. Hais-Were you in the saloon on Oct. 17 last? A Yes, sir.

Q. Were Mr. Tekulsky and Justive Diever thereof. A Yes, they were talking together and had some sort of an argument.

Did Not Seem to Be Intoxicated.

Q. Was he under the influence of liquor? A. No. He did not seem to be.
Q. How much did he drink? Give us some idea. Mr. Rollins objected, but was over-

Hale Runs Out of Witnesses.

ing that since Jan. I list in the had attended court at Morrisania 106 days.

He usually was on hand about 8.15 in the morning, and the witness thought that this was Joing very diligent and faithful service.

The law only required, Cregier said, that a Police Justice should sit ninetyone days during the period named.

He afterwards corrected this and said that ninety-one days attendance at court were required for each term of six months.

In further answer to Mr. Levy's questions the witness said that he had never known of any business of the court to be delayed or any case adjourned on account of Justive Divver's absence.

"The Judge," he said, "always finished up his business before he went away."

Adjourned Until Wednesday. Mr. Hale renewed his request for an adjournment in order to obtain further witnesses, but when he said he wanted three or four days, Mr. Rollins objected very strongly, and insisted that the case should go on from day to day, till it was completed. the should go on from day to day, sin it was completed.

The judges consulted a few moments, and decided to give Mr. Hale until Wednesday morning to secure his witnessee, and adjourned till that time.

### THE MOTION TO DISMISS.

awyer Rollins Said the Charges Were Too Indefinite. Justice Divver is charged with high crimes and misdemeanors, and violations

PRICE ONE CENT.

# COL. FELLOWS TAKES ACTION.

Patrick Wolff testified to the same effect, and then Lawyer Hale seemed to run out of witnesses. He said he wanted to call others, and especially Morris Telkulsky, but that he had not been able to get them to court, and wanted an adjournment.

Mr. Rollins objected, and wanted to call George W. Cregier, the clerk of the Sixth District Court. He was allowed to do so, as he said it was very difficult for Mr. Cregier to attend, for he had to come all the way down from Morrisania.

Mr. Cregier said that he had prepared a transcript from the court records showing that since Jan. I last Justice Divver had attended court at Morrisania 106 days.

He naually was on hand about 8.15 in

Three Sergeants of the Leonard Street Station Indicted

THORNE'S TALE BEARS FRUIT.

Lexow Predicts Startling Develments at This Week's

District-Attorney Fellows ordered this afternoon that the following cases be put on the calendar in the Court of



Michael Doharty, ex-Sergt. Charles Parkerson, Felix McKenna, Hugh Ch James W. Jordan, George Leibers

the Grand Jury. In the cases of

Section of the control of the contro

Ex-Surrogate Rollins Speaking in Divver's Behalf.

ex-Surrogate Daniel Rollins, counsel for Divver, asked for a dismissal of the charges on the grounds that they were indefinite. On his motion the Court adjourned until 2 P. M. to decide whether to dismiss the charges or not.

When the court reconvened at 2 o'clock Justice Divver was on hand with his counsel to hear the deciron on Mr. Rollins and the charges of the

of Sew York:

A Oh. res. I heard him may be would give the maiter of the charges fied against the beauty offered by Tammany Hall to the Cap-

The Superintendent's Charges

# BRIBERY AND CORRUPTION